

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 3081.127WOUS

Mark Bischoff et al.

Confirmation No.: 7730

Application No.: 10/583,177

Examiner: Jeffrey Brian Lipitz

Filed: May 29, 2007

Group Art Unit: 3769

For: LASER DEVICE AND METHOD FOR MACHINING MATERIAL USING LASER
RADIATION

PATENT TERM ADJUSTMENT LETTER OF CANDOR AND GOOD FAITH

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The attention of the Office is directed to the Patent Term Adjustment reported by the Office for the instant case. The reported PTA of 511 days is thought by Applicant to be at least 347 days longer than appropriate, due to three sources of discrepancy. The first discrepancy is Applicant's Amendment filed on May 21, 2010 which was deemed to be non-compliant. This submission should likely be considered a reply having an omission requiring a reduction of PTA. The second discrepancy is due to the May 5, 2011 Supplemental Amendment that was submitted by the Applicant. Finally, the third source of discrepancy is due to the USPTO's treatment of Applicant's submission of an August 6, 2009 Amendment following an Office Action dated March 6, 2009. Therefore, in total (i.e. 171 + 178 - 2 = 347), Applicants should have been awarded less days of PTA than the total awarded on the face of the patent due to the three discrepancies discussed above.

Accordingly, Applicant seeks to make the Office aware of this potential PTA discrepancy in accordance with obligations of candor and good faith and request this letter be made record.

Respectfully submitted,



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